



SUSAN AUSTIN
DISTRICT NO. 1

ROBERT A. CUSHING, JR.
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO
DISTRICT NO. 3

JOHN F. COOK
DISTRICT NO. 4

VACANT
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

VIVIAN ROJAS
DISTRICT NO. 7

ANTHONY W. COBOS
DISTRICT NO. 8

**PROPOSED AGENDA FOR
REGULAR COUNCIL MEETING, COUNCIL CHAMBERS
NOVEMBER 9, 2004
9:00 A.M.**

ROLL CALL

Invocation – Reverend Lisle Davis
Pledge of Allegiance

REGULAR AGENDA

1. Discussion and action on the City of El Paso, Texas Taxi Detail within the Police Department: needs more Inspectors and vehicles so they may be able to do the job necessary to maintain proper surveillance as the taxi's and jitneys working the City of El Paso Texas. [Ishmael P. Estrada]

MAYOR'S PROCLAMATIONS

1. **GEOGRAPHIC INFORMATION SYSTEMS**
2. **NATIONAL HOSPICE MONTH**
3. **CENTENNIAL ANNIVERSARY OF SOUTHERN PACIFIC LOCOMOTIVE 3420**

RECOGNITION

1. Presentation to the El Paso Fire Department of the winner's trophy for the Heroes 3rd Annual Charity Softball Tournament held on September 18, 2004. [Walter Phillips]

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA

2. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]
Approval of Minutes for Regular City Council Meeting of September 21, 2004 and November 2, 2004.

3. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

4. RESOLUTIONS:

4A. That the Mayor be authorized to sign a First Amendment to the Airport Display Agreement by and between the City of El Paso and the Government of the State of Chihuahua-Secretaryship of Commercial and Tourism Development to extend the display of a large back lit map of the State of Chihuahua featuring points of interest and tourism attractions within the area at the El Paso International Airport to August 31, 2006. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]

4B. That the Mayor be authorized to sign a Lessor's Approval of Assignment between the City of El Paso ("Lessor"), Mesilla Properties I, Ltd. ("Assignor") and Francis Properties I, Ltd. ("Assignee") covering the following described property:

A portion of Lots 1, 2 and 6 and all of Lots 3, 5 and 7, Block 2B, El Paso International Airport Tracts, Replat of Unit 4 in the City of El Paso, Texas, Containing 162,109.02 sq. ft. of land more or less, municipally known as 6400 Airport Road, El Paso, El Paso County, Texas. **(District 3)**
[Airport, Patrick T. Abeln, (915) 780-4724]

4C. That the Mayor be authorized to sign a Lessor's Approval of Assignment between the City of El Paso ("Lessor"), Mesilla Properties I, Ltd. ("Assignor") and Francis Properties I, Ltd. ("Assignee") covering the following described property:

A portion of Lots 1, 2 and 6, Block 2B, El Paso International Airport Tracts, Replat of Unit 4, City of El Paso, El Paso County, Texas, consisting of 57,511.11 sq. ft. of land more or less, commonly known as 6410 Airport Road, El Paso, El Paso County Texas. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]

4D. That the Mayor be authorized to sign a Vehicle Lease Agreement between the City of El Paso ("Lessor") and Cutter Aviation, Inc. ("Lessee") for the lease of one open-air trolley to be used exclusively on the premises leased by Lessee at the El Paso International Airport. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]

4E. Placing a condemnation lien on the following property (legal description on file with the City Clerk) and in the following amount for work performed by the City pursuant to Section 18.52.040 and 18.52.080 (Unsafe Structures and Conditions) of the El Paso Municipal Code:

[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

3100 Dyer Street \$451.98 Ramon and Rebecca Martinez Orona
(District 2)

- 4F.** That the Mayor be authorized to sign an Agreement with the Environmental Protection Agency, Region VI (EPA) Document No. A-00615404-0 and related documentation on behalf of the El Paso City-County Health and Environmental District for continued Air Pollution Control Program Support in the City of El Paso. This one (1) year commitment includes a total compensation from EPA in the amount of ONE HUNDRED FORTY-SIX THOUSAND SEVEN HUNDRED EIGHTY-TWO AND 00/100 DOLLARS (\$146,782.00) from the EPA.
[El Paso City-County Health and Environmental District, Dr. Jorge C. Magaña, (915) 771-5702]
- 4G.** That the Mayor be authorized to sign on behalf of the City County Health & Environmental District, the following contract amendment and renewal, and related materials, with the Texas Department of Health: BNS – Public Health Nutrition /Document No. 7460007499-2005, Attachment No. 11. Contract is in the amount of \$12,342.00. **(All Districts)**
[El Paso City-County Health and Environmental District, Mark A. Everett, (915) 771-5702]
- 4H.** That the Mayor be authorized to sign the following special events agreement for space in the El Paso Museum of Art. Licensee is requesting permission to serve alcohol in the premises. [El Paso Museum of Art, Chris Grijalva-Garcia, (915) 532-1707]
- | | |
|--------------------------|---|
| Event: | Opening Reception for Left Coast Crime Writers and Fans of Mystery Conference |
| Licensee: | Dr. Patricia Phillips and Ms. Mary Sarber |
| Date: | February 24, 2005 |
| Time: | 6:00 p.m. - 8:00 p.m. |
| Area(s): | Special Events Area and Seminar Room |
| Charge for Space: | \$1,520.00 |
| Charge for Staff (est.): | \$440.00 |
| Charge for Insurance: | \$80.00 |
- 4I.** That the Classification and Compensation Plan, shall be amended, as recommended by the Civil Service Commission. The class of **PARKING METER SERVICE WORKER** is hereby revised as specified in the duties and responsibilities attached hereto. The Code will remain **3721**. The Grade shall be **GS 15**.
[Human Resources, Terry A. Bond, (915) 541-4509]
- 4J.** That the Mayor be authorized to sign an Interlocal Governmental Agreement, by and between the City of El Paso and the County of El Paso, relating to the County's Teen Court Program and the City's referral of teen violators to the program, pursuant to Article 45.052 of the Texas Code of Criminal Procedure.
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]
- 4K.** That the Mayor be authorized to sign a Consent to Assignment from Wearguard Corporation to ARAMARK Work Apparel and Uniform Services with respect to the City of El Paso's Contract No. 2002-209-C2, Fire Department Duty Uniforms.
[Purchasing, Jesus M. Juarez, (915) 541-4317]

- 4L.** That the Mayor be authorized to sign a release of lien on the following property (legal description on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to this solid waste management lien for:

| | <u>Lien Interest</u> | <u>Total Paid</u> |
|--|----------------------|-------------------|
| 9812 Loya Road | \$ 2,193.15 | \$ 108.78 |
| (District 6) [Solid Waste Management, Ellen A. Smyth, (915) 621-6719] | | \$ 2,301.93 |

- 4M.** That the Mayor be authorized to sign a release of lien on the following property (legal description on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to this solid waste management lien for:

| | <u>Lien Interest</u> | <u>Total Paid</u> |
|--|----------------------|-------------------|
| 136 Rafael Septien Lane | \$ 204.59 | \$ 5.52 |
| (District 6) [Solid Waste Management, Ellen A. Smyth, (915) 621-6719] | | \$ 210.11 |

- 5. REINSTATEMENT(S):** Request for name(s) to be placed on Reinstatement List in accordance with Article VI, Section 6.10.10, of the Civil Service Charter Provisions:

Limas, Richard - Police Sergeant
[Police Department, Assistant Chief Paul Cross, (915) 564-7310]

6. BOARD RE-APPOINTMENTS:

Cherilyn Dorsey to the Parks and Recreation Advisory Board by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4416]

7. BEST VALUE PROCUREMENT:

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

| | | |
|------------|----------------------------|--|
| 7A. | Solicitation No.: 2004-243 | Eastside Senior Center Kitchen Upgrade |
| | Contractor: | NLR Builders, Inc. |
| | | El Paso, Texas |
| | Department: | Parks & Recreation |
| | Funds Available: | 14200401-PBE04PA101-29101-508027 |
| | Funding Source: | 2004 Bond Election |
| | Items: | Base Bid \$40,700.00 |
| | Total Award: | \$40,700.00 |
| | Districts: | 5 |

The Departments of Engineering, Purchasing and Parks and Recreation recommend the award of this contract to NLR Builders, Inc., as this Offeror has provided the Best Value Proposal. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

[Purchasing, Barbara Crumley, (915) 541-4113]

7B. Solicitation No. 2005-019 Furniture For Westside Library Branch
Award to: El Paso Automated Office and Industrial Systems, Inc.
El Paso, Texas
Item (s): All
Amount: \$266,962.91

Department: El Paso Public Library
Funds available: 31130612-508009-60049-PPW0056001

Funding source: 2000 Quality of Life Bond Issue
Total award: \$266,962.91
District (s): 1

The El Paso Public Library and Purchasing Department recommend award as indicated as this vendor has provided the Best Value Bid. This vendor is also the low responsible and responsive bidder.

This is a fixed-price, single (one-time) purchase, to purchase Furniture for the new Westside Library Branch (Dorris Van Doren Regional Branch Library). There is no option from the vendor to purchase additional quantities. No prompt payment discount is offered.

It is also requested that the Mayor and Staff be authorized to execute budget transfers as necessary for this award.

[Purchasing, Alfonso Guerrero, (915) 541-4654]

8. BIDS:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

8A. Solicitation No.: 2005-002 Marshall Road Bridge Repairs
Contractor: J.A.R. Concrete, Inc.
El Paso, Texas
Department: Street Department
Funds Available: 14200403-PBE04ST116-29131-508027
Funding Source: 2004 Bond Election
Items: Base Bid \$78,000.00

Total Award: \$78,000.00
Districts: 2

The Departments of Purchasing, Engineering and Streets, recommend the award

of this contract to J.A.R. Concrete, Inc. the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

[Purchasing, Barbara Crumley, (915) 541-4113]

8B. Solicitation No.: 2005-014 Open Space Enhancements, Pollard Veterans Memorial
Contractor: Blair-Hall Co., Inc.
El Paso, Texas
Department: Streets
Funds Available: 14200403-PBE04ST124A-29139-508027
Funding Source: 2004 Bond Election
Items: Base Bid \$376,000.00

Total Award: \$376,000.00
Districts: 2

The Departments of Purchasing, Engineering, and Streets, recommend the award of this contract to Blair-Hall Co., Inc., the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

[Purchasing, Barbara Crumley, (915) 541-4113]

9. BUDGET TRANSFERS: [Office of Management and Budget, David Almonte, (915) 541-4011]

9A. BT2005-101 LIBRARY

The Library requests a budget transfer under the E-rate fund budget. This budget transfer will allocate the funds received this fiscal year through E-rate reimbursement.

| | | | | |
|----------|-------------|----|-------------------------------|---------------|
| Increase | \$60,657.14 | to | 53153054/G530401107025/406001 | Est State Rev |
| Increase | \$17,200.00 | to | 53153054/G530401107025/502107 | DataProcServ |
| Increase | \$ 5,000.00 | to | 53153054/G530401107025/502229 | OffEqMainCnt |
| Increase | \$38,457.14 | to | 53153054/G530401107025/508010 | DataProcEq |

9B. BT205-114 AIRPORT

Transfer of funds to cover the cost of fencing to set up an additional long term parking lot area to accommodate holiday parking.

| | | | | |
|----------|----------|----|------------------------------|----------------|
| Increase | \$21,000 | to | 62620006/40101/503203 | PubicAccess |
| Increase | \$21,000 | to | 62620006/40101/407001 | Intrfd Trf In |
| Increase | \$21,000 | to | 62620018/P50000241021/407002 | Est Rev |
| Increase | \$21,000 | to | 62620018/P50000241021/507001 | Intrfd Trf Out |

10. BUILDING PERMITS AND INSPECTIONS - REFUNDS:

Building Permit refund to Joe Diaz/Food Basket in the amount of \$500.00.

[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

REGULAR AGENDA**11. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

11A. An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.150(Schedule XIV, Speed Limits) of the El Paso Municipal Code, to add a Subsection identifying the Speed Limit as Thirty-Five Miles per Hour on Resler Drive Between Black Ridge Drive and Luz De Camino Way. The Penalty is as Provided In Section 12.84.010 of the El Paso Municipal Code. **(District 1)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

11B. An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.040(Schedule IV- Parking Prohibited During Certain Hours on Certain Streets), Paragraph 12.88.040 (H) No Parking, 7:00 A.M. to 5:00 P.M.) To Revise An Existing Location To read as Follows: Roswell Street, From a Point 257 Feet South of Gateway East Boulevard to a Point 405 Feet South of Gateway East Boulevard, Westside Only. The Penalty As Provided in Section 12.84.010 Of The El Paso Municipal Code. **(District 3)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

11C. An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88(Schedules), Section 12.88.200(Schedule XVII- Restrictions On Parking In Residential Districts), Of the El Paso Municipal Code, To Add Zone I: No Parking Anytime, On Virginia Street, West Side, Between Schuster Avenue and Cliff Drive. The Penalty Being as Provided in Section 12.84.010 (Violation--Penalty) Of The El Paso Municipal Code. **(District 8)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

11D. An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.200 (Schedule XVII--Restriction On Parking In Residential Districts), Of The El Paso Municipal Code, To Add Zone J: No Parking Anytime, on Crosby Avenue, Both Sides, Between Virginia Street and Ochoa Street. The Penalty Being as Provided in Section 12.84.010 (Violation--Penalty) of The El Paso Municipal Code. **(District 8)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

11E. An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules) Section 12.88.150 (Schedule XIV, Speed Limits), Of The El Paso Municipal Code, To Amend Subsection "G" To identify the Speed Limit As Forty Miles Per Hour on Resler Drive, From Royal Arms Drive to Black Ridge Drive and From Luz De Camino to Helen Of Troy Drive. The Penalty Is As Provided In Section 12.84.010 Of The El Paso Municipal Code. **(District 1)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

11F. An Ordinance amending Title 15 (Public Services), by amending Chapter 15.08 (Street Rentals), Section 15.08.120 (Special Privilege Licenses), of the El Paso Municipal Code to allow for banner programs in the Downtown Area or other areas; the penalty being as provided in Section 1.08 of the El Paso Municipal Code. [Planning, Research & Development, Fred R. Lopez, (915) 541-4925]

PUBLIC HEARING WILL BE HELD ON NOVEMBER 23, 2004 FOR ITEMS 11A – 11F

11G. An Ordinance providing for the issuance and sale of \$15,500,000 City of El Paso, Texas, Water and Sewer Revenue Refunding Bonds, Series 2004-A; approving a purchase contract; approving an official statement; and enacting provisions related thereto.
[Bond Counsel, Delgado, Acosta, Braden & Jones, P.C., Paul A. Braden, (915) 544-9997]

11H. An Ordinance changing the zoning of Parcel 1: A portion of Tract 1A, Section 39, Block 80, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas from R-3 (Residential) to C-4 (Commercial) and imposing certain conditions; and Parcel 2: A portion of Tract 1A, Section 39, Block 80, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas from R-3 (Residential) to C-2 (Commercial) and imposing certain conditions. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Abdolkarim Saadatkhah. ZON04-00062 **(District 3)**
[Planning, Research & Development, Fred R. Lopez, (915) 541-4925]

11I. An Ordinance changing the zoning of Parcel 1A: A portion of Tract 12, Section 34, Block 79, Township 2, Texas and Pacific Railroad company surveys, El Paso, El Paso County, Texas from R-5 (Residential) to C-1 (Commercial); Parcel 1B: A portion of Tract 1 and 12, Section 34, and a portion of Tract 1B, Section 39, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas from R-5 (Residential) to C-1 (Commercial); Parcel 2: A portion of Tract 1B, Section 39, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas from R-5 (Residential) to C-1 (Commercial); Parcel 3: A portion of Tract 12, Section 34, and a portion of Tract 1B, Section 39, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas from C-1 (Commercial) to R-5 (Residential); Parcel 4: A portion of Tract 1B, Section 39, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas from C-1 (Commercial) to R-5 (Residential); and Parcel 5: A portion of Tract 1 and 12, Section 34, and a portion of Tract 1B, Section 39, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas from R-5 (Residential) to A-2 (Apartment). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Ranchos Real VI, Ltd. ZON04-00095 **(District 5)**
[Planning, Research & Development, Fred R. Lopez, (915) 541-4925]

- 11J.** An Ordinance changing the zoning of Parcel 1: A portion of Tract 7, S.A. & M.G. Railroad Survey No. 265, El Paso, El Paso County, Texas from R-4 (Residential) to C-4 (Commercial); Parcel 2: A portion of Tract 7, S.A. & M.G. Railroad Survey No. 265, and a portion of Tracts 97E and 97E1, S.A. & M.G. Railroad Survey No. 267, El Paso, El Paso County, Texas from P-I (Planned Industrial) to C-3 (Commercial); and Parcel 3: A portion of Tracts 97E and 97E1, S.A. & M.G. Railroad Survey No. 267, El Paso, El Paso County, Texas from P-I (Planned Industrial) to C-4 (Commercial). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Julio Joint Venture. ZON04-00105 **(District 1)** [Planning, Research & Development, Fred R. Lopez, (915) 541-4925]

PUBLIC HEARING WILL BE HELD ON NOVEMBER 30, 2004 FOR ITEMS 11G – 11J

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

12. MAYOR AND COUNCIL:

- 12A.** Discussion and Action that the City Council aggressively seeks to remedy the problem caused by the halting of the George Orr Street and Drainage Improvement Project in District 3. City Council needs to direct staff, to include City Manager, Deputy City Manager for Building and Planning Services, Street Director, and City Attorney, to provide all pertinent information in timeline-form and to cause to start up the project continuation within 10 days until fully completed. The halting and delay on this project has caused a great inconvenience, as well as safety problems, to the residents, school children, and through-traffic in this area and must be addressed by the appropriate and responsible City Departments immediately. **(District 3)**
[Representative Jose Alexandro Lozano, (915) 541-4515]
- 12B.** Discussion and Action on approval of a Memorandum of Understanding to be submitted to the United States Bankruptcy Court in the Chapter 7 case of Cumbre Development Corp., Case No. 02-32345, in support of Trustee's Motion to Sell Property Free and Clear of Liens Pursuant to 11 U.S.C. Sec. 363 to First National Bank. **(District 1)** [Representative Susan Austin, (915) 541-4886]

13. EL PASO WATER UTILITIES PUBLIC SERVICE BOARD:

Discussion and action on a Resolution authorizing the General Manager of the El Paso Water Utilities Public Service Board (PSB), on behalf of the City and PSB, to submit to the Texas Water Development Board (TWDB) an application for financial assistance through the Clean Water Act State Revolving Fund to provide for the purchase of \$10,000,000.00 of City of El Paso Water and Sewer Revenue Bonds for the next phase of the East side Wastewater Collector System. This Resolution also authorizes the Mayor to sign any and all necessary documents to accomplish the application.

(District 7) [El Paso Water Utilities Public Service Board, Robert Andron, (915) 594-5506]

14. BUDGET TRANSFER: [Office of Management and Budget, David Almonte, (915) 541-4011]

BT2005-132 POLICE

To appropriate the FY05 confiscated funds budget.

| | | | | |
|----------|-----------|----|------------------------------|-------------|
| Increase | \$532,522 | to | 21150060/P50023216411/405065 | MisNOpnRev |
| Increase | \$ 12,000 | to | 21150060/P50023216411/502116 | PromoSvcs |
| Increase | \$150,000 | to | 21150060/P50023216411/503109 | Ammunitions |
| Increase | \$131,422 | to | 21150060/P50023216411/504406 | OtherSvcs |
| Increase | \$139,100 | to | 21150060/P50023216411/508006 | VehicularEq |
| Increase | \$ 58,000 | to | 21150060/P50023216411/503122 | MaintSup |
| Increase | \$ 42,000 | to | 21150060/P50023216411/508010 | Data Proc |

15. PUBLIC HEARINGS – BUILDING PERMITS AND INSPECTIONS:

15A. Public hearing to determine if the property located at 11661 Norman Montion Drive, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 25th, 2004. The owner of record as of March 23rd, 2004, Ida M. Poole, 11661 Norman Montion Drive, El Paso, Texas 79936, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 5)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]

15B. Public hearing to determine if the property located at 7204½ North Loop Drive, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated June 16th, 2004. The owner of this property, Jose M. Escobar, 7221 North Loop Drive, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 3)**
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

15C. Public hearing to determine if the property located at 3612 Fillmore Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated September 2003. The owner of this property, Celia Salas, 1375 Golden Trail Lane, El Paso, Texas 79936, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 2)**
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

15D. Public hearing to determine if the property located at 3906 and 3908 Lincoln Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated August 2002. The owners of this property, Francisco Javier Valenzuela and Armida Valenzuela, 2300 Red Bluff Road, El Paso, Texas 79930, have been notified of the violations at this property. Delinquent taxes in the amount of \$1,335.57. **(District 2)**
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

- 15E.** An ordinance rescinding ordinance 15628 and replacing with a special privilege to HCA Health Science of Texas, Inc. DBA Las Palmas Medical Center permitting the encroachments onto public rights-of-way with two (2) subsurface chiller water lines, one (1) subsurface concrete electrical duct bank, one (1) subsurface fire line, one (1) staff/patient sky bridge which will include cable and conduit, four (4) emergency fire doors, and one (1) metal awning along Oregon Street and Rim Road. (*SP-04022, Total Annual Fee: \$11,000.00*) **(District 1)**
[Building Permits & Inspections, Raymond Bonilla, (915) 541-4767]

16. PUBLIC HEARING – ECONOMIC DEVELOPMENT:

An Ordinance authorizing the City of El Paso to participate in the Texas Enterprise Zone Program under the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code; Providing Tax Incentives; supporting Application of Western Refining Company, L.P. to the Office of the Governor Economic Development & Tourism through the Economic Development Bank for designation as a qualified business and double jumbo project under the Act; Designating a Liaison for overseeing enterprise projects and communicating with interested parties. **(District 3)**
[Economic Development, David G. Dobson, (915) 541-4680]

17. PUBLIC HEARINGS –PLANNING, RESEARCH AND DEVELOPMENT:

- 17A.** Discussion and action on a Resolution approving Detailed Site Development Plan No. ZON04-00107, for Tract 17 G, Block 36, Ysleta Grant, El Paso, El Paso County, Texas (8613 Alameda Street), pursuant to zoning conditions as imposed by Ordinance No. 010372. The Penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Mario Betancourt. **(District 7)**
[Planning, Research and Development, Jorge Rousselin, (915) 541-4723]

- 17B.** An Ordinance granting a Special Privilege to the Sun Bowl Association authorizing the encroachment of forty-two temporary street displays on city fixtures and utility poles on portions of Montana Avenue between Copia Street and Campbell Street designated as the Official Sun Bowl Parade Route and to place the Parade Logo onto the roadway on Montana Avenue between Ange Street and Virginia Street. SP-04024, Fee: \$2,010.00 **(District 8)**
[Planning Research and Development, Esther Guerrero, (915) 541-4720]

- 17C.** An Ordinance vacating a portion of an easement retained by Ordinance 8312 which vacated Williams Street between Blocks 53 & 54, Cotton Addition, City of El Paso, El Paso County, Texas. **(District 8)**
[Planning, Research & Development, Rudy Valdez, (915) 541-4635]

- 18.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)

Section 551.071 CONSULTATION WITH ATTORNEY
Section 551.072 DELIBERATION REGARDING REAL PROPERTY
Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074 PERSONNEL MATTERS
Section 551.076 DELIBERATION REGARDING SECURITY DEVICES
Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- 18A.** *Asarco v. TCEQ*, In the 261st District Court, Travis County, Texas; Cause No. GN401709 (551.071) [City Attorney's Office, James A. Martinez, (915) 541-4550]
- 18B.** ASARCO Incorporated Air Quality Permit No. 20345; TCEQ, Docket No. 2004-0049-AIR (551.071) [City Attorney's Office, James A. Martinez, (915) 541-4550]
- 18C.** *Roberto Soriano and Luz Soriano, Individually and as the Parents of Victor Soriano and Robert Soriano v. the City of Paso*, Cause No. 2002-5590 in the 168th District Court (551.071) [City Attorney's Office, James A. Martinez, (915) 541-4550]
- 18D.** *Luis L. Maldonado vs. The City of El Paso, et al*, Cause No. EP-04-CA-0043PRM in the United States District Court for the Western District of Texas. (551.071) [City Attorney's Office, James A. Martinez, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

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